



PATENT
ATTORNEY DOCKET NO.: 049390-5008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Naoto KINJO

Application No. 09/805,582

Filed: March 14, 2001

For: DIGITAL CAMERA AND METHOD
FOR COMPOSITING IMAGES
(As Previously Presented)

Confirmation No.: 1174

Group Art Unit: 2622

Examiner: C. Yoder III

Mail Stop RCE

Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop RCE
Alexandria, VA 22314

10/31/2006 JADD01 00000089 500310 09805582

| | |
|------------|-----------|
| 01 FC:1801 | 790.00 DA |
| 02 FC:1201 | 800.00 DA |
| 03 FC:1202 | 200.00 DA |

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 in response to a Notice of Appeal filed on August 28, 2006 in the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- ☐ Previously submitted:
- ☐ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ____ (Any unentered amendment(s) referred to above will be entered).
- ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

- ☒ Enclosed:
- ☐ Supplemental Reply
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information Disclosure Statement Under 37 C.F.R. § 1.97(b)
- ☐ PTO Form 1449 citing three (3) references
- ☒ Other: Preliminary Amendment filed with RCE under 37 C.F.R. §1.114

2. Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

☐ Other: _____.

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

☒ \$790.00

☐ \$395.00 (for small entity)

(b) Additional Claims

| CLAIMS AS AMENDED | | | | | | |
|---|---|-------|--------------------------------|------------------|---------------|-------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 27 | minus | 23 | 4 | x \$50 each= | + \$ 200.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 8 | minus | 4 | 4 | x \$200 each= | + \$ 800.00 |
| [] First presentation of Multiple dependent claim(s) | | | | | \$360.00 | + \$ -0- |
| SUB-TOTAL = | | | | | | \$ 1,000.00 |
| Reduction by ½ for filing by a small entity | | | | | | - \$ 0.00 |
| TOTAL FEE = | | | | | | \$ 1000.00 |

(c) Extension of Time

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

| <u>Total Months Requested</u> | <u>Fee for Extension</u> | <u>[Fee for Small Entity]</u> |
|---------------------------------------|------------------------------|-----------------------------------|
| <input type="checkbox"/> one month | \$ 120.00 | \$ 60.00 |
| <input type="checkbox"/> two months | \$ 450.00 | \$ 225.00 |
| <input type="checkbox"/> three months | \$ 1,020.00 | \$ 510.00 |
| <input type="checkbox"/> four months | \$ 1,590.00 | \$ 795.00 |

The extension of time fee due with this request is: \$0.00.

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

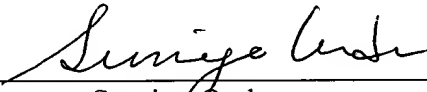
- ☐ Enclosed is a check in the amount of \$_____.
- ☒ The Commissioner is hereby authorized to charge the Deposit Account No. 50-0310 in the amount of \$1,790.00, representing the RCE filing fee of \$790.00 and additional claims fee \$1,000.00.

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

Dated: October 30, 2006

By: 
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